

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 180

February 4, 2009

SUMMARY OF BILL: Effective January 1, 2010, increases from \$30 to \$35 the daily compensation paid to a sequestered juror.

ESTIMATED FISCAL IMPACT:

**Increase Local Expenditures – Less than \$5,000*/FY09-10
Less than \$10,000*/FY10-11 and
succeeding years**

Assumptions:

- According to the Comptroller of the Treasury, juries are rarely sequestered. On average there are 30 sequestered juries statewide with each jury being sequestered approximately five days. Each jury consists of 12 jurors. Increasing the daily compensation from \$30 to \$35 will increase local expenditures by \$9,000 (12 jurors x \$5 x 5 days x 30 juries).
- In criminal cases, except for capital cases, it is up to the trial judge to sequester a jury. Prior to 2002, either the defense or the prosecution could request a sequestration.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White".

James W. White, Executive Director

/lsc